



**THE ATTORNEY GENERAL  
OF TEXAS**

**CRAWFORD C. MARTIN  
ATTORNEY GENERAL**

**AUSTIN, TEXAS 78711**

February 28, 1972

Honorable James U. Cross  
Executive Director, Texas  
Parks and Wildlife Department  
John H. Reagan Building  
Austin, Texas 78701

Opinion No. M-1084

Re: Purchase of white-  
winged dove habitat.

Dear Mr. Cross:

You ask whether Article 879a-6, Sec. 4(c), Vernon's Penal Code, and the current General Appropriation Act,\* authorizes your Department to expend any monies for the acquisition of a white-winged dove habitat.

Our answer is that the authority contained in this Article of the Penal Code is sufficient pre-existing law under Article III, Section 44 of our Constitution to support an appropriation for this purpose.

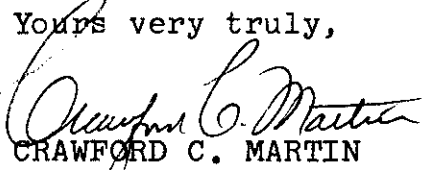
However, neither your Department, nor our office, find any appropriation of monies in the current General Appropriation Act for this purpose.

Therefore your Department is not authorized to expend any monies for this purpose. Tex.Const., Art.VIII, Sec. 6.

**- S U M M A R Y -**

No appropriation of funds exists for acquisition of a white-winged dove habitat authorized by Article 879a-6, Sec. 4(c), V.P.C.

Yours very truly,

  
CRAWFORD C. MARTIN  
Attorney General of Texas

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\*S.B. 11, Acts 62nd Leg., 1971, R.S., as amended by  
S.B. 7, Acts 62nd Leg., 1971, 1st C.S.

Prepared by Dunklin Sullivan  
Assistant Attorney General

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